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FILED IN THE U.S. DISTRICT COURT
EASTERN DISTRICT OF WASHINGTON

FEB 21 2024

SEAN F. McAVOY, CLERK
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9 UNITED STATES DISTRICT COURT
10 FOR THE EASTERN DISTRICT OF WASHINGTON

11 UNITED STATES OF AMERICA,

12 Plaintiff,

13 v.

14 STEVEN E. GRAHAM,

15 Defendant.

2:24-CR-29-SAB

INDICTMENT

Vio.: 21 U.S.C. §§ 841(a)(1),
(b)(1)(B)(vi), (viii)
Possession with Intent to
Distribute 50 Grams or More
of Methamphetamine and 40
Grams or More of Fentanyl
(Count 1)

18 U.S.C. §§ 922(g)(1),
924(a)(8)
Felon in Possession of Firearm
(Count 2)

21 U.S.C. § 853, 18 U.S.C.
§ 924(d)(1), 28 U.S.C. §
2461(c)
Forfeiture Allegations

25 The Grand Jury charges:

26 COUNT 1

27 On or about November 29, 2023, in the Eastern District of Washington, the

28 Defendant, STEVEN E. GRAHAM, knowingly possessed with the intent to

INDICTMENT – 1

1 distribute 40 grams or more of a mixture or substance containing a detectable
2 amount of N-phenyl-N-[1-(2-phenylethyl)-4-piperidiny] propanamide (a/k/a
3 fentanyl) and 50 grams or more of a mixture or substance containing a detectable
4 amount of methamphetamine, all Schedule II controlled substances, in violation of
5 21 U.S.C. §§ 841(a)(1), (b)(1)(B)(vi), (viii).
6
7

8 **SERIOUS DRUG FELONY ALLEGATION**
9

10 Before the Defendant, STEVEN E. GRAHAM, committed the offense
11 charged in Count 1, the Defendant, STEVEN E. GRAHAM, had a final conviction
12 for a serious drug felony, as defined in 21 U.S.C. § 802(57), to wit: Possession
13 with Intent to Deliver Heroin, in violation of Revised Code of Washington,
14 § 69.50.401(1), (2)(a), a Class B Felony, in the Superior Court of Washington,
15 County of Chelan, Case Number 21-1-00077-04, for which he served more than 12
16 months of imprisonment and for which he was released from serving any term of
17 imprisonment related to that offense within 15 years of the commencement of the
18 instant offense.
19
20
21

22 **COUNT 2**
23

24 On or about November 29, 2023, in the Eastern District of Washington, the
25 Defendant, STEVEN E. GRAHAM, knowing of his status as a person previously
26 convicted of a crime punishable by imprisonment for a term exceeding one year,
27 did knowingly possess in or affecting commerce, firearms, to wit:
28

1 - a Smith & Wesson M&P 9mm caliber pistol, bearing serial number
2 JDV1889;
3 - a Smith & Wesson M&P 9mm caliber pistol, bearing serial number
4 NFK1341;
5 - a High Standard Derringer .22 caliber pistol, bearing serial number
6 1772689; and
7 - a Raven Arms .25 caliber pistol, bearing serial number 415900,
8 which firearms had theretofore been transported in interstate and/or foreign
9 commerce, in violation of 18 U.S.C. §§ 922(g)(1), 924(a)(8).
10

11 NOTICE OF CRIMINAL FORFEITURE ALLEGATIONS

12 The allegations set forth in this Indictment are hereby realleged and
13 incorporated by reference for the purpose of alleging forfeitures.
14

15 Pursuant to 21 U.S.C. § 853, upon conviction of an offense in violation of
16 21 U.S.C. § 841 as set forth in Count 1, Defendant, STEVEN E. GRAHAM, shall
17 forfeit to the United States of America, any property constituting, or derived from,
18 any proceeds obtained, directly or indirectly, as the result of such offense and any
19 property used or intended to be used, in any manner or part, to commit or to
20 facilitate the commission of the offense.
21 facilitate the commission of the offense.
22

23 If any forfeitable property, as a result of any act or omission of the
24 Defendant:
25

- 26 a. cannot be located upon the exercise of due diligence;
27 b. has been transferred or sold to, or deposited with, a third party;
28

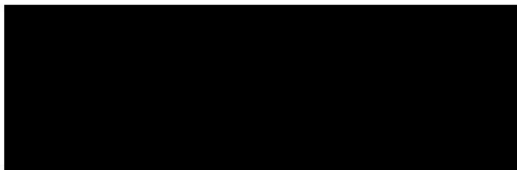
- c. has been placed beyond the jurisdiction of the court;
- d. has been substantially diminished in value; or
- e. has been commingled with other property which cannot be divided without difficulty,

the United States of America shall be entitled to forfeiture of substitute property pursuant to 21 U.S.C. § 853(p).

Pursuant to 18 U.S.C. § 924(d)(1) and 28 U.S.C. § 2461(c), upon conviction of an offense in violation of 18 U.S.C. §§ 922(g)(1), 924(a)(8), as set forth in Count 2 of this Indictment, the Defendant, STEVEN E. GRAHAM, shall forfeit to the United States of America, any firearm and ammunition involved or used in the commission of the offense.

DATED this 2nd day of February 2024.

A TRUE BILL



Vanessa R. Waldref

Vanessa R. Waldref
United States Attorney



Nowles H. Heinrich

Nowles H. Heinrich
Assistant United States Attorney